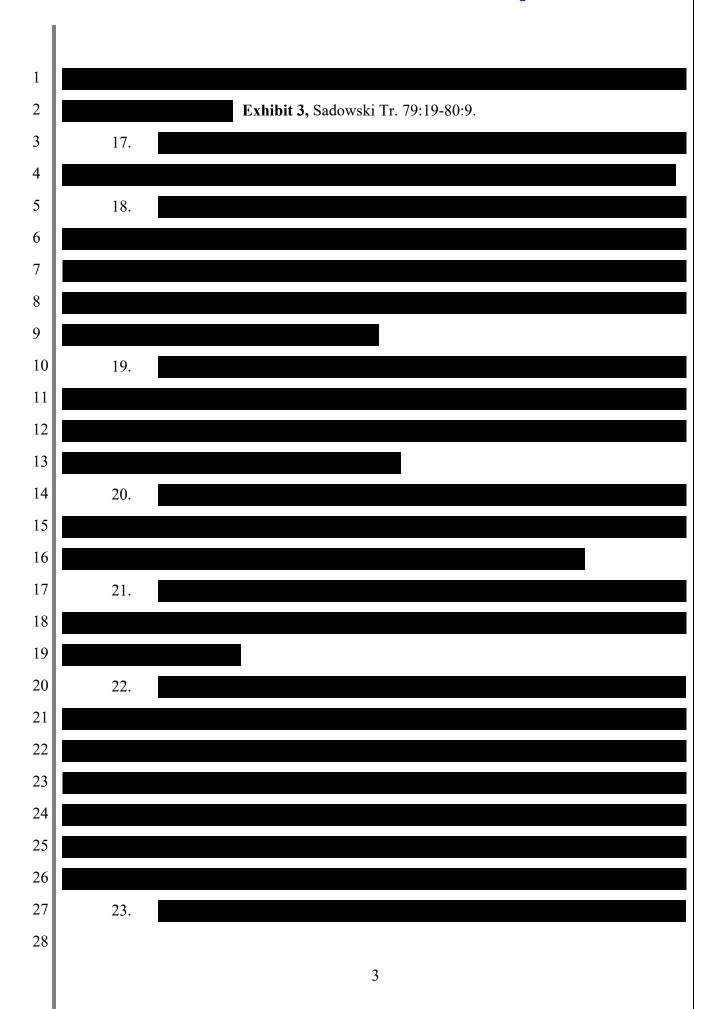
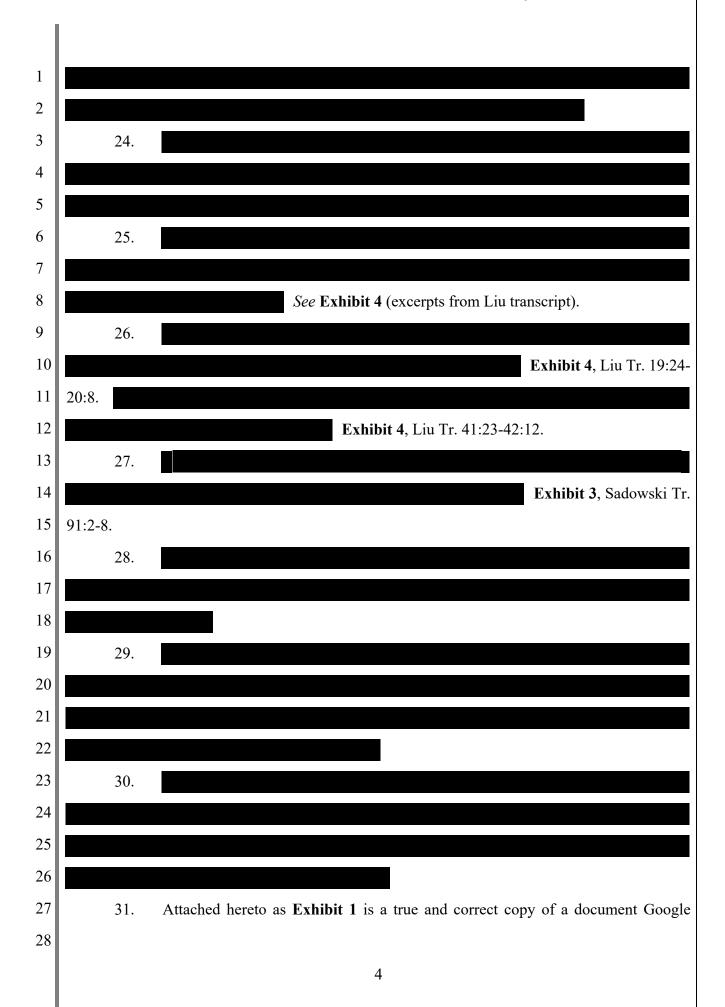
1	Mark C. Mao, CA Bar No. 236165	William Christopher Carmody	
2	Beko Reblitz-Richardson, CA Bar No. 238027	(admitted pro hac vice)	
2	Erika Nyborg-Burch (admitted pro hac vice)	Shawn J. Rabin (admitted pro hac vice)	
3	BOIES SCHILLER FLEXNER LLP	Steven M. Shepard (admitted <i>pro hac vice</i> )	
	44 Montgomery St., 41st Floor	Alexander Frawley (admitted pro hac vice)	
4	San Francisco, CA 94104	SUSMAN GODFREY L.L.P.	
5	Tel.: (415) 293-6800	1301 Avenue of the Americas, 32 <sup>nd</sup> Floor	
3	mmao@bsfllp.com		
6	brichardson@bsfllp.com enyborg-burch@bsfllp.com	New York, NY 10019 Tel.: (212) 336-8330	
_	chyborg-burch@bship.com	bcarmody@susmangodfrey.com	
7	James Lee (admitted pro hac vice)	srabin@susmangodfrey.com	
8	Rossana Baeza (admitted <i>pro hac vice</i> )	sshepard@susmangodfrey.com	
	BOIES SCHILLER FLEXNER LLP	afrawley@susmangodfrey.com	
9	100 SE 2nd St., 28th Floor		
10	Miami, FL 33131	John A. Yanchunis (admitted pro hac vice)	
10	Tel.: (305) 539-8400	Ryan J. McGee (admitted pro hac vice)	
11	jlee@bsfllp.com	MORGAN & MORGAN	
	rbaeza@bsfllp.com	201 N. Franklin Street, 7th Floor	
12	A 1 1/ D CAD N 270001	Tampa, FL 33602	
13	Amanda K. Bonn, CA Bar No. 270891 SUSMAN GODFREY L.L.P	Tel.: (813) 223-5505	
13	1900 Avenue of the Stars, Suite 1400	jyanchunis@forthepeople.com mram@forthepeople.com	
14	Los Angeles, CA 90067	rmcgee@forthepeople.com	
15	Tel: (310) 789-3100	imegee@formepeopie.com	
13	Fax: (310) 789-3150	Michael F. Ram, CA Bar No. 104805	
16	abonn@susmangodfrey.com	MORGAN & MORGAN	
		711 Van Ness Ave, Suite 500	
17		San Francisco, CA 94102	
18		Tel: (415) 358-6913	
10	Attorneys for Plaintiffs	mram@forthepeople.com	
19	INITED STATES I	DISTRICT CAUDT	
20	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA		
20	NORTHERN DISTRIC	CT OF CALIFORNA	
21	CHASOM BROWN, WILLIAM BYATT,	Case No.: 4:20-cv-03664-YGR-SVK	
22	JEREMY DAVIS, CHRISTOPHER		
22	CASTILLO, and MONIQUE TRUJILLO	SECOND DECLARATION OF MARK C.	
23	individually and on behalf of all similarly	MAO IN SUPPORT OF PLAINTIFFS'	
	situated,	ORDER TO SHOW CAUSE MOTION	
24	D1 : .: 00		
25	Plaintiffs,	The Honorable Susan van Keulen Courtroom 6 - 4th Floor	
	NO.		
26	VS.	Date: April 21, 2022 Time: 10:00 a.m.	
27	GOOGLE LLC,	1 mic. 10.00 a.m.	
<i>41</i>			
28	Defendant.		

1 SECOND DECLARATION OF MARK C. MAO 2 I, Mark C. Mao, declare as follows. 3 I am a partner with the law firm of Boies Schiller Flexner LLP, counsel for Plaintiffs 1. 4 in this matter. I am an attorney at law duly licensed to practice before all courts of the State of 5 California. I have personal knowledge of the matters set forth herein and am competent to testify. 6 2. I submit this Second Declaration in support of Plaintiffs' Motion for an Order to 7 Show Cause Why Google Should Not Be Sanctioned for Discovery Misconduct (Dkt. 430). 8 On February 26, 2022, Plaintiffs filed their Motion for an Order to Show Cause 3. 9 Why Google Should Not Be Sanctioned (Dkt. 430, the "Sanctions Motion"). 10 4. Since filing the Sanctions Motion, Plaintiffs have uncovered additional evidence of Google withholding relevant discovery 11 12 13 5. While Plaintiffs' Sanctions Motion focused on Google's concealment of a 14 Plaintiffs have since discovered that Google also concealed 15 16 17 18 6. 19 20 21 22 23 24 A true and correct copy of this document is attached hereto as **Exhibit 1**. 25 7. 26 27 28

1			
2	8.	Pursuant to the Court's November 12, 2021 Order on discovery (Dkt. 331), Google	
3	was required	to identify all relevant log sources that could contain Plaintiffs' data and information.	
4	Google then 1	provided a declaration from Andre Golueke (a Discovery Manager in Google's Legal	
5	Department)	confirming that Google had identified all relevant data sources, listed in Exhibit A to	
6	that declaration (Dkt. 338).		
7	9.	Following the filing of the Sanctions Motions, Plaintiffs continued meeting and	
8	conferring wi	th Google, both with and without the supervision of the Special Master. During those	
9	meet and con	fer discussions,	
10			
11	10.		
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14	11.		
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17	12.	On March 10, 2022, Plaintiffs deposed Dr. Sadowski.	
18	13.	During her testimony, Dr. Sadowski which was marked as	
19	Exhibit 2 for	that deposition. A true and correct copy of that document is attached hereto as	
20	Exhibit 2.		
21	14.		
22		See	
23	Exhibit 2.		
24	15.		
25			
26	16.		
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1	produced in discovery labeled GOOG-BRWN-00536949. The document was produced on			
2	October 5, 2021.			
3	32. Attached hereto as Exhibit 2 is a true and correct copy of a document Google			
4	produced during the deposition of Dr. Caitlin Sadowski, marked as Exhibit 2 to that deposition.			
5	33. Attached hereto as <b>Exhibit 3</b> are excerpts from the transcript of the deposition of			
6	Dr. Caitlin Sadowski conducted on March 10, 2022.			
7	34. Attached hereto as <b>Exhibit 4</b> are excerpts from the transcript of the deposition of			
8	Ms. Mandy Liu conducted on March 8, 2022.			
9	I declare under penalty of perjury under the laws of the United States of America that the			
10	foregoing is true and correct. Executed this 16th day of March, 2022, at San Francisco, California.			
11	/s/ Mark C. Mao			
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